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BY ECF FILING

June 13, 2011

Honorable Arthur D. Spatt
United States District Judge
Eastern District of New York
100 Federal Plaza
Central Islip, NY 11722

Richard P. Sobiecki
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Re: Cassese, et al v. Washington Mutual, Inc., et al.,
No. 05-cv-02724 (ADS) (ARL)

Dear Judge Spatt:

I am writing on behalf of the Federal Deposit Insurance Corporation, as Receiver for Washington Mutual Bank ("FDIC-Receiver"), in response to the Court's Order dated June 9, 2011. The June 9 Order requests that counsel for all parties appear before the Court on June 20, 2011, regarding Plaintiffs' motion to substitute counsel. FDIC-Receiver takes no position on that motion. Therefore, counsel for FDIC-Receiver respectfully requests that he be allowed to appear by telephone on June 20, if possible.

Sincerely,

/s/ Richard P. Sobiecki

Richard P. Sobiecki

cc: Counsel of record (via ECF FILING)